

CLOSED

U.S. District Court
Western District of Pennsylvania (Pittsburgh)
CIVIL DOCKET FOR CASE #: 2:04-cv-00041-JFC-ARH

CARROLL v. FEDERAL BUREAU OF IN, et al
Assigned to: Judge Joy Flowers Conti
Referred to: Mag. Judge Amy Reynolds Hay
Demand: \$0
Case in other court: District of Columbia, 03-02555
Cause: 05:552fi

Date Filed: 01/12/2004
Date Terminated: 06/06/2005
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Petitioner

**UNITED STATES ex rel REVERAND
WES CARROLL**

represented by **UNITED STATES ex rel REVERAND
WES CARROLL**
75254
Allegheny County Jail
950 Second Avenue
Pittsburgh, PA 15219
PRO SE

V.

Respondent

**FEDERAL BUREAU OF
INVESTIGATIONS**

represented by **Rebecca Ross Haywood**
United States Attorney's Office
700 Grant Street
Suite 4000
Pittsburgh, PA 15219
(412) 644-3500
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Respondent

**CENTRAL INTELLIGENCE
AGENCY**

represented by **Rebecca Ross Haywood**
(See above for address)

Respondent

DEPARTMENT OF JUSTICE

represented by **Rebecca Ross Haywood**
(See above for address)

Respondent

**NATIONAL SECURITY
COMMISSION**

represented by **Rebecca Ross Haywood**
(See above for address)

Respondent

HOUSE OF REPRESENTATIVES

represented by **Rebecca Ross Haywood**
(See above for address)

Respondent

PRESIDENT GEORGE BUSH

represented by **Rebecca Ross Haywood**
(See above for address)

Date Filed	#	Docket Text
01/12/2004		Original file, certified copy of transfer order and docket sheet received from District of Columbia. Document #'s: 1-3 (see docket sheet in case file). (jsp)

		(Entered: 01/12/2004)
01/12/2004		CASE REFERRED to Mag. Judge Robert C. Mitchell (jsp) (Entered: 01/12/2004)
01/13/2004		CASE reassigned to Judge Joy F. Conti (aen) (Entered: 01/13/2004)
01/13/2004		CASE NO LONGER REFERRED TO Mag. Judge Robert C. Mitchell (jsp) (Entered: 01/13/2004)
01/15/2004	4	ORDER REFERRING CASE to Mag. Judge Amy R. Hay for pretrial proceedings. (signed by Judge Joy F. Conti on 1/14/04) CM all parties of record. (aen) (Entered: 01/15/2004)
03/02/2004	5	ORDER dated 3/4/04 directing that request for IFP is Granted and the Clerk is instructed to file the Petition and the US Marshal shall make service of this order by Certified with a copy of the petition upon the respondents on the Atty General of the United States and the US Atty for the Western District of Pa, Costs to be Borne the United States. (signed by Mag. Judge Amy R. Hay on 3/2/04) CM all parties of record. (aen) (Entered: 03/02/2004)
03/02/2004		COPIES of the Above order Issued to the US Marshal with Copies of the Petition for Service. (aen) (Entered: 03/02/2004)
06/17/2004	6	ORDER, Petitioner to Show Cause why the Court should not dismiss the action upon Petitioner's failure to prosecute his case. FURTHER ORDERED that review of this order to a District Judge to whom this case is assigned may be made by filing an application with the Clerk of Court within 10 days of the date of this order. (signed by Mag. Judge Amy R. Hay on 6/16/04) CM all parties of record. (jsp) Modified on 06/23/2004 (Entered: 06/17/2004)
06/17/2004	7	EMERGENCY MOTION by CARROLL for U.S. Federal Prosecutor, U.S. Federal Investigator, Audit Specialist, Medical Specialist and Covert Special Operations Agent Criminal Investigation and Immediate Release . (jsp) (Entered: 06/17/2004)
06/17/2004	8	ORDER dismissing without prejudice to Petitioner's right to file a separate civil rights complaint regarding these challenges [7-1] motion for U.S. Federal Prosecutor, U.S. Federal Investigator, Audit Specialist, Medical Specialist and Covert Special Operations Agent Criminal Investigation and Immediate Release. FURTHER ORDERED that if plaintiff desires review of this order by the assigned District Judge, plaintiff must file an application with the Clerk of Court within 10 days of the date of this order. (signed by Mag. Judge Amy R. Hay on 6/16/04) CM all parties of record. (jsp) (Entered: 06/17/2004)
07/01/2004	9	NOTICE OF APPEAL by CARROLL of Magistrate Decision [6-1] order Petitioner to Show Cause why the Court should not dismiss the action upon Petitioner's failure to prosecute his case. FURTHER ORDERED that review of this order to a District Judge to whom this case is assigned may be made by filing an application with the Clerk of Court within 10 days of the date of this order. dated 6/16/04 to District Judge. (jsp) (Entered: 07/01/2004)
07/01/2004	10	NOTICE OF APPEAL by CARROLL of Magistrate Decision [8-1] order dated 6/16/04 to District Judge. (jsp) (Entered: 07/01/2004)
07/19/2004	11	RETURN OF SERVICE unexecuted as to CENTRAL INTELLIGENCE (aen) (Entered: 07/19/2004)
07/19/2004	12	RETURN OF SERVICE unexecuted as to HOUSE OF REPRESENTAT (aen) (Entered: 07/19/2004)
07/19/2004	13	RETURN OF SERVICE executed as to BUSH 6/22/04 Answer due on 7/12/04 for BUSH (aen) (Entered: 07/19/2004)
07/19/2004	14	RETURN OF SERVICE executed as to DEPARTMENT OF JUSTIC 6/14/04 Answer due on 7/6/04 for DEPARTMENT OF JUSTIC (aen) (Entered: 07/19/2004)
07/19/2004	15	RETURN OF SERVICE executed as to NATIONAL SECURITY CO 6/14/04 Answer due on 7/6/04 for NATIONAL SECURITY CO (aen) (Entered: 07/19/2004)

07/19/2004	16	RETURN OF SERVICE executed as to FEDERAL BUREAU OF IN 6/14/04 Answer due on 7/6/04 for FEDERAL BUREAU OF IN (aen) (Entered: 07/19/2004)
07/21/2004	17	MOTION by CARROLL for Entry of Default as to FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH . (jsp) (Entered: 07/21/2004)
07/21/2004	18	MOTION by CARROLL for Default Judgment against FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH . (jsp) (Entered: 07/21/2004)
07/28/2004	19	ORDER that the docket for the above captioned case reflects that certain of the named respondents were served; According, this matter (Doc. #9) is hereby remanded to the magistrate judge for further proceedings. (signed by Judge Joy F. Conti on 7/28/04) CM all parties of record. (plh) (Entered: 07/28/2004)
09/01/2004	20	EMERGENCY OMNIBUS MOTIONS by CARROLL for Injunctive Relief. (jsp) (Entered: 09/01/2004)
09/01/2004	21	ORDER dismissing [17-1] motion for Entry of Default as to FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH (signed by Mag. Judge Amy R. Hay on 8/31/04) CM all parties of record. (aen) (Entered: 09/01/2004)
09/01/2004	22	ORDER denying [18-1] motion for Default Judgment against FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH (signed by Mag. Judge Amy R. Hay on 8/31/04) CM all parties of record. (aen) (Entered: 09/01/2004)
09/03/2004	23	ORDER dismissing [20-1] motion for Injunctive Relief without prejudice to Petitioner's right to file a motion seeking specific relief or to file a separate civil right complaint regarding the challenges to conditions of confinement; Parties have 10 days to file Appeal to District Judge. (signed by Mag. Judge Amy R. Hay on 9/3/04) CM all parties of record. (plh) (Entered: 09/03/2004)
09/14/2004	24	NOTICE OF APPEAL by CARROLL of Magistrate Decision [21-1] order, [22-1] order dated 8/31/04 to District Judge. (jsp) (Entered: 09/14/2004)
10/04/2004	25	MOTION by CARROLL for Default Judgment against FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH . (jsp) (Entered: 10/04/2004)
10/18/2004	26	MOTION by FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH to Dismiss with Proposed Order. (Attorney: Rebecca Ross Haywood) (aen) (Entered: 10/19/2004)
10/18/2004	27	BRIEF by FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH in support of [26-1] motion to Dismiss by BUSH, HOUSE OF REPRESENTAT, NATIONAL SECURITY CO, DEPARTMENT OF JUSTIC, CENTRAL INTELLIGENCE, FEDERAL BUREAU OF IN (aen) (Entered: 10/19/2004)
10/29/2004	28	ORDER denying [25-1] motion for Default Judgment against FEDERAL BUREAU OF IN, CENTRAL INTELLIGENCE, DEPARTMENT OF JUSTIC, NATIONAL SECURITY CO, HOUSE OF REPRESENTAT, BUSH, Parties have 10 days to file Appeal to District Judge. (signed by Mag. Judge Amy R. Hay on 10/28/04) CM all parties of record. (jsp) (Entered: 10/29/2004)
10/29/2004	29	ORDER, Response to Motion set to 11/18/04 for [26-1] motion to Dismiss . (signed by Mag. Judge Amy R. Hay on 10/28/04 CM all parties of record. (plh) (Entered: 10/29/2004)

01/14/2005	30	NOTICE OF APPEAL by CARROLL of Magistrate Decision [21-1] order, [22-1] order dated 8/31/04 to District Judge. (jsp) (Entered: 01/14/2005)
01/14/2005	31	SUPPLEMENT by CARROLL to [30-1] Magistrate appeal by CARROLL (jsp) (Entered: 01/14/2005)
01/14/2005	32	MOTION by CARROLL for Relief in the Interest of Justice . (jsp) (Entered: 01/14/2005)
01/14/2005	33	MOTION by CARROLL for Sanctions and or Imprisonment of Dana M. Phillips C.O.O. of Allegheny Correctional Health Service, Inc. for Continued Failure and Refusal to Comply to Several U.S. Federal Subpoenas . (jsp) (Entered: 01/14/2005)
01/24/2005	34	EXHIBITS by CARROLL in support of Petition and [20-1] motion for Injunctive Relief by CARROLL (jsp) (Entered: 01/24/2005)
01/24/2005	35	EXHIBITS by CARROLL in support of Petition and [20-1] motion for Injunctive Relief by CARROLL (jsp) (Entered: 01/24/2005)
01/24/2005	36	MOTION by CARROLL to Imprison, Sanction and Order Compliance of those who failed to comply with U.S. subpoenas served upon them . (jsp) (Entered: 01/24/2005)
02/25/2005	37	LEGAL Counsel of Record Certificate in Support of Ex Parte Motion for Temporary Restraining Order, Preliminary Injunction and/or Injunction by CARROLL. (jsp) (Entered: 02/25/2005)
05/06/2005	38	EMERGENCY MOTION by CARROLL for Immediate Relief Ex Parte . (jsp) (Entered: 05/06/2005)
05/06/2005	39	MOTION by CARROLL for Emergency Immediate Release . (jsp) (Entered: 05/06/2005)
05/20/2005	40	REPORT AND RECOMMENDATION of Mag. Judge Amy R. Hay signed on 5/20/05 Recommending that [39-1] motion for Emergency Immediate Release be denied, [38-1] motion for Immediate Relief Ex Parte be denied, [36-1] motion to Imprison, Sanction and Order Compliance of those who failed to comply with U.S. subpoenas served upon them be denied, [33-1] motion for Sanctions and or Imprisonment of Dana M. Phillips C.O.O. of Allegheny Correctional Health Service, Inc. for Continued Failure and Refusal to Comply to Several U.S. Federal Subpoenas be denied, [32-1] motion for Relief in the Interest of Justice be denied ; The parties have 10 days from the date of service to file objections to this Report and Recommendation.and defts motion to Dismiss the Writ of Mandamus should be Granted on the basis of lack of Jurisdiction. (aen) (Entered: 05/20/2005)
06/03/2005	41	ORDER granting [26-1] motion to Dismiss denying [39-1] motion for Emergency Immediate Release, denying [38-1] motion for Immediate Relief Ex Parte, denying [36-1] motion to Imprison, Sanction and Order Compliance of those who failed to comply with U.S. subpoenas served upon them, denying [33-1] motion for Sanctions and or Imprisonment of Dana M. Phillips C.O.O. of Allegheny Correctional Health Service, Inc. for Continued Failure and Refusal to Comply to Several U.S. Federal Subpoenas, denying [32-1] motion for Relief in the Interest of Justice, adopting [40-1] report and recommendations (signed by Judge Joy F. Conti on 6/2/05) CM all parties of record. (aen) (Entered: 06/06/2005)
06/06/2005		Case closed (aen) (Entered: 06/06/2005)